

FORM PTO-1390  
(REV 11-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

Le A 32 701

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

**09/701313**INTERNATIONAL APPLICATION NO.  
PCT/EP99/03392INTERNATIONAL FILING DATE  
17 May 1999 (17.05.99)PRIORITY DATE CLAIMED  
28 May 1998 (28.05.98)

TITLE OF INVENTION

MONOCLONAL ANTIBODY AND ASSAY FOR DETECTING PIINP

APPLICANT(S) FOR DO/EO/US

BURCHARDT, Elmar; Reinhold; KROLL, Werner; GEHRMANN, Mathias; and SCHRÖDER, Werner

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(I).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11. to 16. below concern document(s) or information included:**

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:
  - 1) **Certificate of Mailing under 37 C.F.R. 1.10;**
  - 2) **Transmittal of Information Disclosure Statement under 37 C.F.R. 1.97(b);**
  - 3) **Information Disclosure Citation (Modified Form PTO-1449) and references cited therein; and**
  - 4) **Return Receipt Post Card.**

Date of Deposit: NOV 28 2000

Express Mail Label No. EK662536943US

U.S. APPLICATION NO. (if known) <b>09/701313</b> INTERNATIONAL APPLICATION NO. <b>PCT/EP99/03392</b>		ATTORNEY'S DOCKET NUMBER <b>Le A 32 701</b>	
17. <input checked="" type="checkbox"/> The following fees are submitted: <b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5))</b> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... <b>\$970.00</b> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$840.00</b> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$760.00</b> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... <b>\$670.00</b> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) ..... <b>\$96.00</b> <div style="text-align: right;"><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></div>		<b>CALCULATIONS</b> PTO USE ONLY <div style="border: 1px solid black; height: 150px; margin-top: 10px;"></div>	
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(c)).		\$ 860.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	5    -20 =	0	X \$18.00
Independent claims	4    -3 =	1	X \$78.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+\$260.00
<b>TOTAL OF ABOVE CALCULATIONS =</b>		\$ 920.00	
Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).		\$ 0.00	
<b>SUBTOTAL =</b>		\$	
Processing fee of <b>\$130.00</b> for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).		\$	
<b>TOTAL NATIONAL FEE =</b>		\$ 920.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00 per property</b>		\$ 0.00	
<b>TOTAL FEES ENCLOSED =</b>		\$	
		Amount to be: refunded	\$
		charged	\$

- a. ☐ A check in the amount of \$\_\_\_\_\_ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 13-3372 in the amount of \$ 920.00 to cover the above fees.  
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
overpayment to Deposit Account No. 13-3372. A duplicate copy of this sheet is enclosed.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

SEND ALL CORRESPONDENCE TO

Jeffrey M. Greenman  
 Vice President, Patents and Licensing  
 BAYER CORPORATION  
 400 Morgan Lane  
 West Haven, CT 06516  
 US

*Jerrie L. Chiu*  
 SIGNATURE

Jerrie L. Chiu

NAME

41,670

REGISTRATION NUMBER

Attorney's Docket No. Le A 32 701

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Burchardt, et al.

Serial No.: National Stage Filing of PCT/EP99/03392

Filed: herewith

For: Monoclonal Antibody and Assay for Detecting PIINP

BOX PCT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

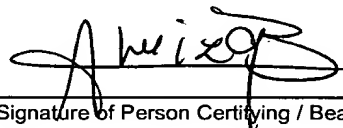
I hereby certify that the *attached* correspondence comprising:

- Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing under 35 U.S.C. 371 [IN DUPLICATE];
- Original oath or declaration of the inventor(s) (35 U.S.C. 371(c)(3));
- Copy of the International Application as filed (35 U.S.C. 371(c)(2));
- Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98 consisting of Transmittal of Information Disclosure Statement under 37 C.F.R. 1.97(b), Information Disclosure Citation (Modified Form PTO-1449), and copies of references cited therein; and
- Return Receipt Post Card.

is, on the date shown below, being deposited with the United States Postal Service, in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EK662536943US, addressed to:

Box PCT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

November 28, 2000  
Date

  
\_\_\_\_\_  
Signature of Person Certifying / Beatriz Alviz